

Attorney Docket No.: 98.22CON

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

In re Application of: Najdek, et al.

Serial No.: 10/618,803

Group Art Unit: 1616

Filed: July 14, 2003

Examiner: Webman, Edward J.

For: DUAL-PHASE COSMETIC COMPOSITION

**RESPONSE TO RESTRICTION**

Commissioner For Patents  
P.O. Box 1450  
Alexandria, Virginia 22313-1450

Sir:

In response to the Communication dated August 25, 2006, the Applicants, to advance the prosecution of the present application, although not conceding to the Examiner's position, elect the invention of Claims 1-22, drawn to a composition.

A petition and fee for extension of time for one month is being submitted concurrently with this response.

Respectfully submitted,

Date: 10/16/06



Cynthia R. Miller, Esq. Reg. No. 34,678  
Estée Lauder Companies  
155 Pinelawn Road, Suite 345 South  
Melville, N.Y. 11747  
Tel. 631 414-6068